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Group 2100

Prior Application Art Unit: 2764

Prior Application Examiner: V. Nguyen

SIR: This is a request for filing a Continued Prosecution Application under 37 C.F.R. § 1.53(d) of pending prior nonprovisional application Serial No. 09/069,088 filed April 29, 1998 for METHOD, APPARATUS, AND ARTICLE OF MANUFACTURE FOR TIME PROFILING MULTI-THREADED PROGRAMS by the following named inventor:

Sheng LIANG

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☒ Applicant filed a Notice of Appeal and fee on September 13, 2001, extended the time for response to November 13, 2001.
2. ☐ Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
3. ☐ Enter the amendment previously filed on _____ under 37 C.F.R. § 1.116 but unentered, in the prior application.
4. ☒ A Preliminary Amendment is enclosed.
5. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. 1.53 (d)(4).
 - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application:

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FINNEGAN, HENDERSON,
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1300 I STREET, N. W.
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202-408-4000

11/14/2001 HBERHE 00000059 09069088

01 FC:131
02 FC:103
03 FC:102

740.00 OP
90.00 OP
588.00 OP

Refund Ref: HBERHE 0000111962 NE
11/14/2001

Check Refund Total \$54.00

- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
6. ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended at 3 and 4 above.

Basic Application Filing Fee					\$740	\$ 740.00
	Number of Claims		Basic	Extra Claims		
Total Claims	25	-	20	5	x \$18	144.00
Independent Claims	10	-	3	7	x \$84	588.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$280	-----
Subtotal						\$ 1472.00
Reduction by 1/2 if small entity						- -----
TOTAL APPLICATION FILING FEE						\$ 1472.00

7. ☒ A check in the amount of \$ 1472.00 to cover the filing fee and any extension of time fees is enclosed.
8. ☒ The Commissioner is hereby authorized to charge any fees including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 06-0916.
9. ☐ A verified statement claiming small entity status
☐ is enclosed or ☐ is on file in the prior application.
10. ☐ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. § 119. A certified copy
☐ is enclosed or ☐ is on file in the prior application.
11. ☒ The prior application is assigned of record to: Sun Microsystems, Inc.
12. ☒ The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020;

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13. ☒ Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852.**

14. ☐ Recognize as associate attorney _____

15. ☐ Also enclosed is _____

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PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 09/069,088, filed April 29, 1998, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that any member of the public, who is entitled under the provisions of § 1.14 to access to, copies of, or information concerning either the prior application or any continuing application filed under the provisions of 37 C.F.R. § 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: November 13, 2001

By: 
Kimani P. Clark
Reg. No. 45,969

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